

RECORD OF
COMMUNICATION

☒ PERSONAL CALL ☐ DISCUSSION ☐ FIELD TRIP ☐ CONFERENCE

☐ OTHER (SPECIFY)

162057

(Record of item checked above)

TO: Kaye Jacobs
Enforcement Attorney

FROM: Chris Clatt
clatt?

DATE 5-24-79
TIME 3:40 P.M.

SUBJECT

Village of Sauget Permit Appeal--PCB Limitation

SUMMARY OF COMMUNICATION

Chris called to let me know that the Village of Sauget had appealed the issuance of their permit, and had requested a Stay pending appeal of the objectionable portions. She did not know, but thought perhaps that the Pollution Control Board had granted the Stay today. She was working with Joe Svoboda, Joe Goodner, and John Van Franken of the Illinois Attorney General's office on this appeal. They thought that, due to the 90 day provision in the rules, the appeal would go to hearing before the Board.

She indicated that the PCB limit of "none" could not be defended by Illinois, and Goodner had informed her it was at U.S. EPA's request that the limitation had been included in the permit. I confirmed that fact, and said we had intended to provide the defense of this limitation. However, I had not been aware that the Souget permit had been finalized and issued, and felt that a hearing date by the end of June would leave inadequate time to prepare. I strongly recommended that she seek a delay of the 90 day, in order that we might get our witnesses and proof prepared. I also brought to her attention the fact that this limitation had also been placed in at least two other permits in Illinois (the General Motor's, Danville permit and the Outboard Marine permit in Waukegan and in Galesburg), and that we wanted to present a very good justification upon the first hearing before the Pollution Control Board. Since she said that Sauget wanted the limit deleted altogether from the permit, and that this appeal is furthest along, it would seem that this may be the proceeding in which to fight the major battle.

She will check to determine whether or not they can obtain an extension in the hearing date, while I will begin to lay the groundwork for participating in this hearing.

CONCLUSIONS, ACTION TAKEN OR REQUIRED

INFORMATION COPIES

TO: Ginsberg/Rothschild/Dull
Constantelos/Muno/Miner
Pratt/Barney